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#9

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number

09/904,697

Filing Date

July 13, 2001

RECEIVED

First Named Inventor

Michael Ehrhart

Group Art Unit

NOV 27 2002

Examiner Name

OFFICE OF PETITIONS

Total Number of Pages in This Submission

7

Attorney Docket Number

283-300

ENCLOSURES (check all that apply)

 Fee Transmittal Form Assignment Papers
(for an Application) After Allowance Communication to
Group Fee Attached Drawing(s) Appeal Communication to Board of
Appeals and Interferences Amendment / Reply Licensing-related Papers Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief) After Final Petition Proprietary Information Affidavits/declaration(s) Petition to Convert to a
Provisional Application Status Letter Extension of Time Request Power of Attorney, Revocation
Change of Correspondence Address Other Enclosure(s)
(please identify below): Express Abandonment Request Terminal DisclaimerOne check in the amount of \$1,280 for
petition to revive-unintentional; Petition for
Revival of Unintentionally Abandoned
Application Under 37 C.F.R. 1.137(b) (2
pgs. + 2 pgs. Copy); and Return Postcard Information Disclosure Statement Request for Refund Certified Copy of Priority
Document(s) CD, Number of CD(s)Remarks
The Commissioner is authorized to charge any additional fees to
Deposit Account 50-0289. Response to Missing Parts/
Incomplete Application Response to Missing Parts
under 37 CFR 1.52 or 1.53

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
and
Individual name

Wall Marjama & Bilinski LLP

Reg. No. 37,283

Signature

Date

November 26, 2002

CERTIFICATE OF HAND DELIVERY

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FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1,280)

Complete If Known

Application Number	09/904,697
Filing Date	July 13, 2001
First Named Inventor	Michael Ehrhart
Examiner Name	
Group Art Unit	
Attorney Docket No.	283-300

RECEIVED**NOV 27 2002****OFFICE OF PETITIONS****METHOD OF PAYMENT (check all that apply)**

Check Credit Card MoneyOrder Other None
 Deposit Account:

Deposit Account Number

50-0289

Deposit Account Name

Wall Marjama & Bilinski, LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity

Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	740	2001	370	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	510	2003	255	Plant filing fee	
1004	740	2004	370	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fees from below	Fee Paid

Large Entity

Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

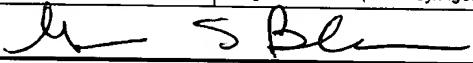
Large	Entity	Small	Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	400	2252	200	Extension for reply within second month	
1253	920	2253	460	Extension for reply within third month	
1254	1,440	2254	720	Extension for reply within fourth month	
1255	1,960	2255	980	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive – unavoidable	
1453	1,280	2453	640	Petition to revive – unintentional	
1501	1,280	2501	640	Utility issue fee (or reissue)	
1502	460	2502	230	Design issue fee	
1503	620	2503	310	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Petitions related to provisional applications	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	740	2809	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	740	2810	370	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	740	2801	370	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify) -----					

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 1,280)

SUBMITTED BY*Complete (if applicable)*

Name (Print/Type)	George S. Blasiak	Registration No. (Attorney/Agent)	37,283	Telephone	(315) 425-9000
Signature				Date	November 26, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Date

Signature: marhan

Printed Name: MAI HAN VO

PATENT
Attorney Docket No.: 283-300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Michael Ehrhart and Andrew Longacre, Jr.

Group Art Unit:

Examiner:

Application No.: 09/904,697

Filed: July 13, 2001

For: An Optical Reader Having a Color
Imager

RECEIVED

NOV 27 2002

OFFICE OF PETITIONS

Assistant Commissioner for Patents
Washington, D.C. 20231

**PETITION FOR REVIVAL OF UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 C.F.R. § 1.137(b)**

1. Applicants filed the present application on July 13, 2001.
2. On July 10, 2002, Applicants filed PCT Application No. PCT/US02/22353, claiming the priority of the present U.S. Application in the PCT Receiving Office of the United States Patent and Trademark Office.
3. Accordingly, the present application may be regarded as abandoned as a result of the present notice being made outside of the 45 day window stipulated under 37 C.F.R. § 1.213(c).
4. Applicants affirm that the entire delay from the time of expiration of the 45 day window stipulated in 37 C.F.R. 1.213(c) to the filing of this grantable petition was unintentional.
5. Accordingly, if the present application is regarded as abandoned, Applicants hereby petition to revive the present application.

11/27/2002 AKELLEY 00000021 09904697

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PETITION FEE

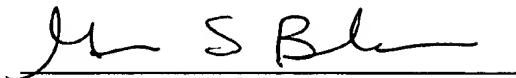
6. The petition fee (37 C.F.R. 1.17(h)) is paid as follows:

Check in the sum of \$1,280.00.
 Charge Account 50-0289 the sum of \$1,280.00

Respectfully submitted,

11-26-02

Date



George S. Blasiak

Reg. No. 37,283

GSB/jrc

WALL MARJAMA & BILINSKI LLP

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20874

PATENT TRADEMARK OFFICE

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